IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF WYOMING 65 OCT --5

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GENERAL ORDER 05-04

CHAPTER 13 PRE-CONFIRMATION ADEQUATE PROTECTION PAYMENTS

IT IS ORDERED, effective as to all Chapter 13 cases filed on or after October 17, 2005, as follows:

- (1) Payments of personal property leases governed by 11 U.S.C. § 1326(a)(1)(B) shall only be made directly by the debtor to the lessor if the debtor's plan so provides or if no plan provision addresses payment of the debtor's lease obligation. If the plan provides for payment of the lease obligation by the trustee, the debtor shall make the payment as part of the total payment to the trustee, and the trustee shall pay the lessor, both before and after confirmation.
- (2) Pre-confirmation adequate protection payments governed by 11 U.S.C. § 1326(a)(1)(C) shall only be made directly by the debtor to the secured creditor if the debtor's plan so provides for payment of the claim to be paid directly by the debtor to the secured creditor or if no plan provision addresses payment of the secured claim. If the plan provides for payment of the secured claim by the trustee, the debtor shall make the payment as part of the total payment to the trustee, and the trustee shall pay the amount provided by the plan to the secured creditor, both before and after confirmation.

Dated this ____ day of October, 2005.

Chief Judge Peter I. McNiff

Approved:

Chief Judge William F. Downes

United States District Court, District of Wyoming